

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

PATRICK BRADY, *et al.*, : Civil Action No. 02-2917 (JEI)
Plaintiffs, :
v. :
AIR LINE PILOTS ASSOCIATION, :
Defendant. :
:

**AFFIDAVIT OF LISA J. RODRIGUEZ
IN SUPPORT OF AWARD OF ATTORNEYS' FEES**

I, Lisa Rodriguez, being duly sworn, hereby deposes and says as follows:

1. I am a member of the law firm Trujillo Rodriguez & Richards, LLC (“TRR”), located at 258 Kings Highway East, Haddonfield, NJ 08033. My firm was appointed by the Court to serve as co-Class Counsel for Plaintiffs in this action. This Affidavit is based upon my personal knowledge.

2. By Order dated September 22, 2011, the Court granted Plaintiffs' Motion for Sanctions Pursuant to Rule 11, and ordered Plaintiffs' counsel to submit affidavits detailing the legal fees and costs incurred in bringing the Motion for Sanctions and defending the Motion to Revoke the *Pro Hac Vice* Admission of Certain Counsel within 14 days.

3. This Affidavit is submitted in support of my firm's application for an award of attorneys' fees in accordance with the Court's Order dated September 22, 2011. Separate fee affidavits are submitted by Plaintiffs' co-counsel, Allen P. Press and Joe Jacobson.

3. Nicole M. Accione, and I are the two lawyers primarily responsible for this case in my office. We have both worked on the case since my firm's appointment as Class Counsel in 2006, and have been actively involved in all aspects of the litigation.

4. Ira Richards, also a member of TRR, became actively involved in this litigation during trial preparation and thereafter. When I received ALPA's Motion to Revoke the *Pro Hac Vice* Admissions of MSSRs. Press and Jacobson, I conferred to Mr. Richards to discuss strategy on responding to what I perceived to be a frivolous motion, and the appropriateness of filing a Rule 11 motion.

5. The total number of hours spent by my firm in bringing Plaintiffs' Motion for Sanctions Pursuant to Rule 11, and responding to Defendant's Motion to Revoke the *Pro Hac Vice* Admissions, is 11.1 hours.

6. The total billable time spent by my firm working on these two motions is **\$5,672.00**. This total was reached by multiplying the total number of attorney hours (11.1 hrs.) by the hourly rate charged by each attorney.

7. My current billing rate is \$600 per hour, as is Mr. Richards. Ms. Accione's current billing rate is \$410 per hour.

8. These billing rates have been approved in other class actions pending in this vicinage by the Honorable Robert B. Kugler, U.S.D.J. in Lucas v. Vernon W. Hill, Civil Action No. 07-00349 (D.N.J. 2008) and the Honorable Noel L. Hillman, U.S.D.J. in In re: Pet Prods.

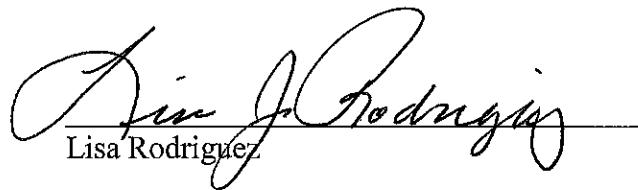
Liab. Litig., Civil Action No. 07-2867 (D.N.J. 2008).

9. Similar rates were approved by the Honorable Dickinson R. Debevoise in In re: Mercedes-Benz Tele Aid Contract Litigation, Civil Action No. 07-2720 (D.N.J. 2011); Honorable William H. Walls in In re Mercedes Benz Antitrust Litig., Civil Action No. 99-4311 (D.N.J. 2008) and In re Bulk Graphite Products Antitrust Litig., Civil Action No. 02-6030 (D.N.J. 2008), as well as Evans v. Lowes Home Centers, Civil Action No. 03-438 (E.D. Pa. 2008) (approving rate of \$350. Fee award 1.05 times the lodestar calculation). These rates are consistent with rates charged for attorneys from similar litigation firms with national practices that handle complex class action litigation.

10. Contemporaneous time records are attached hereto as Exhibit A (time records of Lisa Rodriguez and Nicole M. Acchione) and Exhibit B (time records of Ira Richards). The attached time records include a detailed description of the work performed by the attorneys in bringing the Rule 11 motion, and also responding to Defendant's Motion to Revoke the *Pro Hac Vice* Admissions.

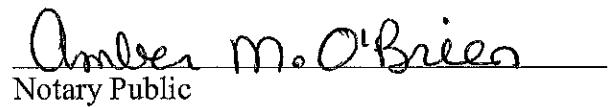
11. It is noteworthy that these time records do not reflect all of the time spent conferring with my partners and co-counsel as to the appropriateness of filing a Rule 11 motion, and defending against the frivolous allegations in the Motion to Revoke the *Pro Hac Vice* Admissions.

I declare under penalty of perjury under the laws of the State of New Jersey that the foregoing is true and correct.



Lisa Rodriguez

Sworn to before me
this 10 day of October, 2011



Amber M. O'Brien

Notary Public

AMBER M. O'BRIEN
A Notary Public of New Jersey
My Commission Expires July 9, 2012

EXHIBIT A

9/29/2011
11:32 AMTrujillo Rodriguez & Richards, LLC
Time Report Info

Page 1

Selection Criteria

Clie. Selection	Include: TWA Pilots
Slip. Selection	Include: 213794; 214196; 214197; 214209; 214420; 214456; 214477; 214478; 214479; 214483; 214485

Nickname	TWA Pilots 06-24010
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Full Name	
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Address	
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Phone 1	Fax #
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Phone 3	Phone 4
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In Ref To	
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Fees Arrg.	By billing value on each slip
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Expense Arrg.	By billing value on each slip
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Tax Profile	Exempt
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Last bill	
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Last charge	
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Last payment	Amount
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Date	Timekeeper	Rate	Hours	Amount	Total
ID	Task	Markup %	DNB Time	DNB Amt	
8/11/2011	Nicole Miles-Ac	410.00	0.70	287.00	Billable
214196	Briefs/Motions				
	Review Defendant's Motion to revoke A. Press and J.J pro hac vice; call with Lisa Rodriguez re. same				
8/11/2011	Nicole Miles-Ac	410.00	0.40	164.00	Billable
214197	Communicat/OP				
	Letter to Fram regarding violation of Rule 11				
8/11/2011	Lisa Rodriguez	600.00	0.60	360.00	Billable
214477	Briefs/Motions				
	Conference call re: Fram's motion to revoke pro hac; review draft letter to Fram.				
8/12/2011	Lisa Rodriguez	600.00	0.60	360.00	Billable
214478	Briefs/Motions				
	Discussion with JHR re: filing sanctions; telephone conference re: appropriateness of Rule 11; Review draft of brief.				
8/15/2011	Lisa Rodriguez	600.00	1.50	900.00	Billable
213794	Post-Trial				
	Review and revise sanctions brief				
8/16/2011	Nicole Miles-Ac	410.00	2.40	984.00	Billable
214209	Briefs/Motions				
	Prepare Notice of Motion, cover letter, Declaration and revise Brief for Rule 11 motion				
9/6/2011	Nicole Miles-Ac	410.00	0.50	205.00	Billable
214420	Briefs/Motions				
	Finalize, revise & prepare for filing Plaintiff's Motion for Rule 11 sanctions				

9/29/2011
11:32 AMTrujillo Rodriguez & Richards, LLC
Time Report Info

Page 2

TWA Pilots: (continued)

Date ID	Timekeeper Task	Rate Markup %	Hours DNB Time	Amount DNB Amt	Total Billable
9/13/2011	Lisa Rodriguez 214479 Briefs/Motions Revise letter to court re: motions; Office conference with Nicole Miles Acchione re: same	600.00	0.60	360.00	Billable
9/21/2011	Lisa Rodriguez 214483 Hear/Conf Prep Telephone call from a. Press re: Conference call with court; review briefs in Support of pro hac vice revocation, sanctions	600.00	0.50	300.00	Billable
9/22/2011	Lisa Rodriguez 214485 Court Hear/Conf Conference call with court re: pro hac vice revocation; sanctions	600.00	1.00	600.00	Billable
9/22/2011	Nicole Miles-Ac 214456 Court Hear/Conf Conference call with Court and all counsel for oral argument on pro hac and Rule 11 Motion	410.00	1.20	492.00	Billable
TOTAL	Billable Fees		10.00	\$5,012.00	
Total of billable expense slips					\$0.00

Calculation of Fees and Costs

	Amount	Total
Fees Bill Arrangement: Slips By billing value on each slip.		
Total of billable time slips	\$5,012.00	
Total of Fees (Time Charges)		\$5,012.00
Total of Costs (Expense Charges)		\$0.00
Total new charges		\$5,012.00

EXHIBIT B

9/27/2011
10:27 AMTrujillo Rodriguez & Richards, LLC
Time Report Info

Page 1

Selection Criteria

Cle.Selection
Slip.Transaction DatInclude: TWA Pilots
8/10/2011 - 8/17/2011

Nickname TWA Pilots | 06-24010
 Full Name
 Address
 Phone 1 Fax #
 Phone 3 Phone 4
 In Ref To
 Fees Arrg. By billing value on each slip
 Expense Arrg. By billing value on each slip
 Tax Profile Exempt
 Last bill
 Last charge
 Last payment Amount

Date ID	Timekeeper Task	Rate Markup %	Hours DNB Time	Amount DNB Amt	Total
<u>Timekeeper: Ira Neil Richards</u>					
8/12/2011	Ira 213817 Briefs/Motions Review Defendant's motion to revoke pro hac vice	600.00	0.30	180.00	Billable
8/12/2011	Ira 213819 Appellate Mot Telephone call to Nicole Miles Accchione re: JNOV, new trial; pro hac vice motion	600.00	0.30	180.00	Billable
8/12/2011	Ira 213843 Briefs/Motions Review letter to Defendant's; review rules re: Rule 11 motion; telephone call Nicole Miles Accchione re: same.	600.00	0.20	120.00	Billable
8/16/2011	Ira 213850 Communicat/FIRM Telephone call to Lisa Rodriguez re: Defendant's pro hac vice motion	600.00	0.20	120.00	Billable
8/16/2011	Ira 213858 Communicat/FIRM Review and respond to Nicole Miles Accchione email re: Jet Blue election.	600.00	0.10	60.00	Billable
Total: Ira Neil Richards			1.10		\$660.00